

# Search and Seizure Bulletin

INDEX 1992 JANUARY — DECEMBER

	Month	Page		Month	Page
<b>Abandoned Property</b>			Shoplifting — Suspected of Stealing Ring, Fuller (CA) ..	July	5
Bag Left — Control Not Relinquished, Sanders (PA) ....	June	3	Strip Search — Probable Cause — Formal Declaration of Arrest Not Required, Brown (FL) .....	Aug.	1
Bag of Cocaine Abandoned Following Undercover Drug Sale, Adams (NY) .....	Mar.	6	Warrant Authorizing Administration of Laxative to Prisoner, Oakley (IN) .....	June	1
Denial of Ownership — Bags in Trunk, Ruiz (MN) ....	April	5	<b>Border Search</b>		
Paper Sack Left in Public Place, Wider (DC) .....	Dec.	6	Importation of Cocaine, Sanchez-Echeverri (PR) .....	Jan.	3
Shopping Bag Abandoned — Standing to Challenge Evidence, Jones (NY) .....	Mar.	6	Pat Down — Reasonable Suspicion, Lamela (PR) .....	June	4
<b>Administrative Search</b>			Sticking Head Into Vehicle, Pierre (TX) .....	Mar.	1
Highly Regulated Business, Marsh (KS) .....	Aug.	5	<b>Canine Search</b>		
Routine Search of Auto Body Shops, Long (CA) .....	Aug.	7	Cocaine in Car, Quinones-Sandoval (IL) .....	July	6
<b>Airport Search</b>			Dog Sniff Not Illegal Search, Maldonado-Espinosa (PR) ..	May	3
Carry-On Bag Searched — Detention Legal, Martin (MO) .....	Oct.	5	Non-Drug Related Terry Stop, Montrail (MD) .....	Mar.	4
Consensual Conversation, Galvan (MO) .....	Nov.	3	Reaction of Trained Dog, Maejia (AR) .....	Jan.	5
Dog Sniff Not Illegal Search, Maldonado-Espinosa (PR) ..	May	3	<b>Consent</b>		
Good Faith Exception, Kiser (IA) .....	Oct.	5	Agent Fluent in Spanish — Consent, Durades (IL) .....	Feb.	5
Implied Consent Subsequently Withdrawn, Cox (TX) ...	Feb.	8	Apartment Searched — Evidence Misused, Patrick (DC) ..	Oct.	2
Invalid Consent — Terry Stop, Daniels (PA) .....	Nov.	3	Authority to Consent — Illegal Search, Whitfield (DC) ..	May	2
Metal Detector Leads to Drug Arrest, Waring (NY) ....	Nov.	4	Blood Sample — Murder Suspect, Washington (TX) ...	Dec.	3
Search and Seizure of Travel Bag, Borrero (MI) .....	June	3	Condition to Entry Into Public Place, Jeffers (KY) ....	Mar.	7
Seizure of Luggage, Hooper (NY) .....	May	4	Consensual Search Following Illegal Search Upheld, Anderson (WI) .....	Oct.	1
Suspect Not Detained But Bags Held, Statham (IL) ....	Jan.	4	Consent Excuses Failure to Obtain Search Warrant, Galdine (IL) .....	Mar.	3
Suspicious Airplane Passenger, Harvey (MO) .....	Aug.	2	Consent Given After Lawful Stop, Cortez (MO) .....	April	7
<b>Automobile Search</b>			Consent Given by Driver, Dunson (KY) .....	July	6
Bag Left — Control Not Relinquished, Sanders (PA) ....	June	3	Consent Illegally Obtained, Lewis (NY) .....	Feb.	4
Buy and Bust Operation, Villanueva (NY) .....	Nov.	2	Consent to Search Extends to Jacket, Wilkerson (MD) ...	Feb.	8
Clothing in Plain View, Ponder (GA) .....	Nov.	1	Drug Courier — Consent to Search, Powell (WI) .....	Feb.	4
Consent Voluntary, Miles (TX) .....	Jan.	2	Effect of Illegal Roadblock, Park (UT) .....	Mar.	1
Dog Search — Cocaine in Car, Quinones-Sandoval (IL) ..	July	6	Entry by Trick — Reasonable Suspicion, Montoya (NY) ..	Mar.	7
Exigent Circumstances — Probable Cause, Forker (GA) ..	Feb.	2	Failure to Expressly Object is Not Consent, Kudron (OK) .....	July	1
Inevitable Discovery Rule, \$227,000 U.S. Currency (CA) .....	June	8	Federal Express — Suspicious Package, Boyer (MO) ....	Jan.	8
Inventory Search Valid, Walker (TX) .....	Feb.	2	Fourteen-Year-Old Boy — Common Carrier, J.M. (DC) ..	Aug.	3
Passenger Has Standing to Object, Dunson (KY) .....	July	6	Illegal Search — Tainted Evidence, Richardson (OH) ...	Nov.	4
Plain View — Guns and Stolen Items in Car, Roney (OK) .....	Sept.	4	Implied Consent Subsequently Withdrawn, Cox (TX) ...	Feb.	8
Premature Search, Snyder (NY) .....	Nov.	2	Initial Entry Into Apartment Illegal, Valencia (WI) ....	Sept.	7
Probable Cause — Standing to Challenge, Ponce (NY) ..	Sept.	4	Intoxicated Man Seen Putting Guns in Car, Patrone (RI) ..	Sept.	6
Reasonable Suspicion from Informant's Tip, Bliss (AR) ..	Jan.	2	Invalid Consent — Terry Stop, Daniels (PA) .....	Nov.	3
Search of Car Lawful, Gamez-Osua (OR) .....	May	1	Inventory Search, Brown (MO) .....	June	3
Warrant — Probable Cause — Scope, Santiago (MA) ..	April	4	Invitation into Building — Informant, Baith (MD) .....	Oct.	2
Warrantless Search of Parked Car, Colvin (NJ) .....	Jan.	2	Noncoercive Encounter — Consensual Conversation, Galvan (MO) .....	Nov.	3
Weapons Found — Protective Search, Maestas (TX) ....	July	6	Non-English-Speaking Suspect, Gaviria (RI) .....	Oct.	2
Weapons Seen in Plain View, Brown (NE) .....	July	7	Oath — Consent Tainted, Rodriguez (OR) .....	Aug.	6
<b>Body Search</b>			Obtained in Foreign Language, Ruiz (FL) .....	Feb.	5
Accused Drug-Carrying Passenger Subjected to Intrusive Search, DeVee (MO) .....	July	4	Permission to Search Given When Hired, Alfaro (TX) ...	April	7
Administration of Laxative, Thompson (CO) .....	Sept.	1	Permission to Search House Does Not Extend to Porch, Lewis (NY) .....	Feb.	4
Drug Suspect Searched in Hospital, Rodriguez (MA) ...	July	5	Refusal by One Spouse, Hysong (WY) .....	Jan.	7
Injured Officer — Urinalysis Upheld, McKenna (PA) ...	July	4	Removal of Barrier — Privacy, Ibarra (TX) .....	Sept.	5
Minor — Strip Search Justified, Justice (GA) .....	Dec.	8	Right to Inspect — Third Party Consents, OSHA (KY) .....	Jan.	6
Search of Rectum to Find Narcotics, Washington (DC) ...	June	2			

Publishing Editor: E. Michael Quinlan, Esq. Managing Editor: Bernadette C. Murphy  
Associate Editor: Sheila Sandapen Assistant Editor: Kirsti MacPherson

Material protected by the publisher's copyright and may be copied only with its prior permission. The publisher is not engaged in rendering legal or other professional advice, and assumes no responsibility for the statements and opinions advanced by any of its writers or contributing editors. The information herein is subject to change without notice and is not intended to be, nor should it be considered, a substitute for legal or other professional advice rendered by a competent attorney or other professional. If legal service or other expert assistance is required, the advice of a competent attorney or other professional should be sought.

This bulletin is available on microfilm from University Microfilms International, Ann Arbor, MI

Published by **Quinlan** Search and Seizure Bulletin  
23 Drydock Ave., Boston, MA 02210-2387

ISSN 0037-0913  
Copyright © 1992

Month	Page	Month	Page
Scope Challenged — Car Inside Warehouse, Martinez (FL) .....	Sept. 6	Overnight Guest — Off-limit Areas, Osorio (NY) .....	Dec. 3
Search in Bus Station — Authority, Montilla (NY) .....	Jan. 5	Party Guest, Lewis (DC) .....	July 3
Search Incident to Arrest, Wright (KS) .....	Mar. 2	Personal Property Found on Land of Another, Hamilton (MS) .....	Feb. 3
Search of Home — Good Faith Exception, Lau (PR) .....	Nov. 7	Presence in Apartment — Drug Buy, Chalmers (NY) ..	April 8
Stop of Trucks — Written Consent, Mejia (CA) .....	Dec. 2	Search for Stolen Property Yields Drugs, Duarte (VA) ..	May 8
Stop Not Pretextual, Thomas (GA) .....	Dec. 2	Search of Motel Room, Carr (OK) .....	May 2
Suspect Identified by Two Witnesses, Buchanan (WI) ..	Aug. 2	Search of Premises and Car Lawful, Gamez-Osua (OR) ..	May 1
Third Party — Hospital Personnel, Jordan (MI) .....	Feb. 6	Search of State Trooper's Locker, Moore (NY) .....	July 3
Traffic Stop — Subsequent Limitations, Grovier (UT) ..	Jan. 7	Shredded Trash from Curbside Reconstructed, Scott (MA) .....	Oct. 3
Traffic Stop — Warrantless Search, Harris (GA) .....	Jan. 7	Standing of Overnight Guest, Capellan (NY) .....	Dec. 3
Train Passenger Stopped — Consent to Search — No Probable Cause, Prandy-Binnet (DC) .....	Aug. 3	Standing to Challenge Search, Torres (NY) .....	Sept. 7
Under Duress — Illegal Entry, Gonzalez (FL) .....	Mar. 8	Removal of Barrier — Consent, Iharra (TX) .....	Sept. 5
Verbal — Stop in Bus Terminal, Ashley (DC) .....	Feb. 5	Tavern Owner — Sold Beer to Underage Officer, Winkel (KS) .....	Aug. 5
Voluntarily Given — Search of Car, Miles (TX) .....	Jan. 2	Taxes Not Paid on Peep Show Income, Mohnhey (MI) ..	Nov. 8
Voluntary Encounter — Consent to Search Luggage, Berke (IL) .....	Mar. 8	Warrantless Search of Unimproved Land, Chester (VT) ..	Jan. 1
Wife of Suspect — Joint Access and Control, Smith (TX) .....	Mar. 7	Warrantless Seizure — Prisoner Passes Note to Her Brother, Williams (IN) .....	Dec. 4
<b>Drug Testing</b>		<b>Forfeiture</b>	
Injured Officer — Urinalysis Upheld, McKenna (PA) ..	July 4	Recovery of Property, Vanlandingham (IL) .....	Dec. 5
Random — Customs Service Employees, Hallett (NY) ..	Oct. 4	Standing — Nonoccupant Owner Proceeding, One 1984 Chevrolet Corvette (KS) .....	Aug. 6
Standard for Police Officers, Ford (MO) .....	Feb. 7	Substantial Link with Drug Activity, Turner (VA) .....	May 7
Urinalysis — Condition of Employment, Kelly (IL) .....	Oct. 3	Yacht — Nonoccupant Owner, Rosevita Charter Construction Corp. (PR) .....	Dec. 6
Urine Testing Unreasonable, DiMeo (IL) .....	April 8	<b>Illegal Search</b>	
<b>Electronic Device</b>		Authority to Consent — Illegal Search, Whitfield (DC) ..	May 2
Infrared Device — Search for Marijuana Growing on Property, Penny-Feeney (HI) .....	Aug. 6	Consensual Search Following Illegal Search Upheld, Anderson (WI) .....	Oct. 1
Intercepted Attorney-Client Talks, Gotti (NY) .....	June 2	Consent Given During Unlawful Stop, Robinson (SC) ..	Dec. 2
Pen Register, Thompson (GA) .....	May 3	Illegal Search — Tainted Evidence, Richardson (OH) ..	Nov. 4
Warrantless Entry, Almonte (RI) .....	Dec. 5	Stop Based on Race — Unlawful Detention, Armijo (NM) .....	Dec. 1
Wiretapping — Probable Cause, Plescia (IL) .....	Aug. 7	<b>Informant</b>	
<b>Entry</b>		Affidavit for Warrant Based on Tip from Sister of Accused, Johnson (MO) .....	Jan. 8
Armed Entry to Arrest, Lewis (NY) .....	Feb. 4	Anonymous — Investigatory Stop, Cox (MO) .....	June 4
Entry by Trick — Reasonable Suspicion, Montoya (NY) ..	Mar. 7	Consent — Invitation into Building, Baith (MD) .....	Oct. 2
Entry Shortly After Probable Cause Established, Campbell (VA) .....	Aug. 8	Corroboration of Anonymous Tip, Vargas (MA) .....	Feb. 3
Execution of Search Warrant, Osorno (MA) .....	Jan. 8	Credibility Challenged — Warrant Sufficient, Colin (WA) .....	Feb. 6
Exigent Circumstances — Inevitable Discovery, Diaz-Espindola (WA) .....	Feb. 7	Entry — Selling Drugs Out of House, Chan Lai (AK) ..	April 2
Forcible Entry to Execute Warrant, Chambers (PA) .....	Sept. 3	False Statements in Affidavit — Reliability of Informant, Day (MO) .....	Nov. 6
Informant Tip — Selling Drugs Out of House, Chan Lai (AK) .....	April 2	Informant's Tip Provides Cause, Fairchild (WI) .....	Sept. 8
Initial Entry Into Apartment Illegal, Valencia (WI) .....	Sept. 7	Information from Confidential Informant, Ashton (NY) ..	May 7
Probable Cause — Exigent Circumstances, Lopez (NY) ..	April 2	Personal Knowledge — Reliability, Barton (CT) .....	Nov. 4
Refusal by One Spouse, Hysong (WY) .....	Jan. 7	Police Corroboration — Provides Probable Cause for Warrant, Anderson (MN) .....	Mar. 5
Suppression Not Required, Straughter (OH) .....	Sept. 3	Probable Cause for Warrant — Corroboration, Henry (IL) ..	Mar. 5
Under Duress — Entry and Protective Sweep Illegal, Gonzalez (FL) .....	Mar. 8	Reasonable Suspicion from Informant's Tip, Bliss (AR) ..	Jan. 2
<b>Exigent Circumstances</b>		Reliability — Probable Cause for Warrant — Corroboration, Henry (IL) .....	Mar. 5
Automobile Search — Inherent Mobility Provides Probable Cause, Forker (GA) .....	Feb. 2	Scope — Search of Area Surrounding Residence — Warrant, Webb (TX) .....	Nov. 5
Entry — Inevitable Discovery, Diaz-Espindola (WA) .....	Feb. 7	Tip From Known Citizen Who Witnessed Crime, Decoteau (IL) .....	Mar. 6
Entry Shortly After Probable Cause Established, Campbell (VA) .....	Aug. 8	Warrant — Police Corroboration of Tip, Crowder (MT) ..	Mar. 4
Probable Cause — Entry, Lopez (NY) .....	April 2	<b>Inventory Search</b>	
Refusal by One Spouse — Exigent Circumstances for Entry, Hysong (WY) .....	Jan. 7	Intoxicated Driver — Wallet Searched at Station, Perham (HI) .....	July 1
Sawed-Off Shotgun Seen, Reed (WV) .....	April 6	Inventory Search After Stop for Speeding, Brown (MO) ..	June 3
<b>Expectation of Privacy</b>		Investigative Stop — Consent Given, Evans (OK) .....	April 4
Closed Bag Left in Another's House, Owens (MD) .....	Feb. 3	Manifest Necessity Required to Search Trunk, Johnson (WA) .....	April 6
Denial of Ownership to Police, Ruiz (MN) .....	April 5	Opening Closed Containers, Wilson (IL) .....	May 3
Drugs Found in Toilet, Barron (AK) .....	July 3	Parked Motor Vehicle, McFadden (WA) .....	Oct. 6
Entryway of Multi-Unit Building, Conception (IL) .....	June 5	Search After Vehicle Impounded, Spires (CA) .....	Nov. 2
Flashlight Use — Drugs Seen, Freeman (AZ) .....	Nov. 8	Search of Car — Not a Use to Find Evidence, Walker (TX) .....	Feb. 2
Glance in Car Not an Invasion of Privacy, Mason (NY) ..	Nov. 8	Search of Intoxicated Driver's Car Challenged, Sterger (UT) .....	Jan. 1
Handing Airline Tickets to Police, Frazier (TN) .....	April 5		
Home Bought in Fictitious Name, Watson (MO) .....	Nov. 7		
Inevitable Discovery Rule, \$227,000 U.S. Currency (CA) .....	June 8		
Open Fields Doctrine — Definition of Curtilage, Hatch (FL) .....	Feb. 2		

	Month	Page		Month	Page
Standard Inventory Procedure — Impounded Vehicle, Thomas (NY) .....	Feb.	1	Strip Search — Probable Cause — Formal Declaration of Arrest Not Required, Brown (FL) .....	Aug.	1
Terry Stop — Scope of Protective Sweep, Lyles (MO) ..	Sept.	8	Trafficking in Heroin — Entry and Search of Hotel Room, Leung (IL) .....	Feb.	1
Violation of Law — Allows for Inventory Search, McGuire (IL) .....	Dec.	4	Train Passenger Stopped — Consent to Search — No Probable Cause, Prandy-Binnet (DC) .....	Aug.	3
Warrantless Inventory Search — Car Instrument of Crime, Cooper (TX) .....	Nov.	1	Undercover Agent, Laetividal-Gonzalez (FL) .....	May	7
Women's Purses in Passenger Seat, Williams (GA) .....	April	5	Warrant — Civil Rights Claim on Anonymous Tip, Mills (WA) .....	April	3
Written List Required, Faccio-Laboy (PR) .....	May	2	Warrant Adequate — Fraudulent Claims by Doctor, Hooshmand (FL) .....	Feb.	6
<b>Investigative Stop</b>			Wiretapping — Electronic Device — Marital Conversation, Plescia (IL) .....	Aug.	7
Anonymous — Informant, Cox (MO) .....	June	4	<b>Protective Sweep</b>		
Drug Dealer Stopped in Traffic, Painter (NY) .....	Oct.	4	Agent Communicated in Spanish — Consent to Search Voluntary, Durades (IL) .....	Feb.	5
Frisk — Consent Given During Unlawful Stop, Robinson (SC) .....	Dec.	2	Reasonable Belief Suspect Posed Danger, Owen (AL) ..	Aug.	7
Frisk — Jacket Pocket Reveals Cocaine, Jackson (AR) ..	Jan.	4	Resident Only Agreed to Police Entry, Gonzalez (FL) ..	Mar.	8
Probable Cause — Collective Knowledge of Officers, Williams (DC) .....	Dec.	5	Terry Stop — Scope of Protective Sweep — Inventory Search, Lyles (MO) .....	Sept.	8
Radio Scanner Found in Parked Car, Osborne (OH) ....	Aug.	4	Trafficking — Probable Cause to Enter and Search Hotel Room, Leung (IL) .....	Feb.	1
Standing to Challenge Search, Torres (NY) .....	Sept.	7	Warrantless Entry — Initial Sweep to Secure Premises, Almonte (RI) .....	Dec.	5
Stop and Search of Trucks Lawful, Mejia (CA) .....	Dec.	2	Warrantless Search — Plain View — Search Incident to Lawful Arrest, Richards (IL) .....	April	1
Stop Based on Race — Nonconsensual, Armijo (NM) ....	Dec.	1	Weapons Found — Reasonable Suspicion for Protective Search, Maestas (TX) .....	July	6
Terry Stop — Scope of Protective Sweep, Lyles (MO) ..	Sept.	8	<b>Search Incident to Arrest</b>		
Weapons Seen, Brown (NE) .....	July	7	Brother of Owner — Standing, McNab (DC) .....	Sept.	2
Witness Identifies Suspect, Lugo (NY) .....	Nov.	6	Guest Wanted for Burglary, Olson (IL) .....	July	8
<b>Medical Tests</b>			Plain View — Consent Given, Wright (KS) .....	Mar.	2
Anonymous Tip — Flight Crew Drinking, Prouse (MN) Aug.	4		Protective Search — Weapons Found, Hernandez (NY) ..	July	7
Blood Sample — Murder Suspect, Washington (TX) ....	Dec.	3	Search of Jacket 10 Feet From Bar Patron, Ricks (AK) ..	July	8
Intoxicated Driver — Blood Sample Challenged, Sterger (UT) .....	Jan.	1	Warrantless Search — Plain View — Protective Sweep, Richards (IL) .....	April	1
Mandatory AIDS Testing, McVickers (CA) .....	May	6	<b>Seizure</b>		
Unreasonable Search — Blood and Saliva Samples, Henry (IL) .....	Sept.	2	Accidental Shooting — Not a Seizure, Glasco (VA) ....	Feb.	8
<b>Plain View</b>			Bus Station — Show of Authority — Consent Search, Montilla (NY) .....	Jan.	5
Consensual Search — Mail Bombing, Moody (GA) .....	Mar.	2	Disconnection of Mobile Home, Soldal (IL) .....	Nov.	7
Evidence, Fernandes (MA) .....	Jan.	5	Exclusion of Evidence, Hanson Brook (ME) .....	June	2
Plain View — Weapons and Stolen Items, Roney (OK) ..	Sept.	4	Gun in Plain View Seized, Olson (IL) .....	July	8
Probable Cause — Clothing in Plain View, Ponder (GA) .....	Nov.	1	Plain View of Sexually Exploitive Book — Not Listed in Warrant, Claiborne (ID) .....	Aug.	3
Right to Inspect After Accident, OSHA (KY) .....	Jan.	6	Postal Drug Profile, Cantrall (KS) .....	May	8
Search Incident to Arrest — Consent, Wright (KS) .....	Mar.	2	Reasonable Suspicion Enough if Brief and Minimally Intrusive, Lindsey (GA) .....	April	6
Seizure of Sexually Exploitive Book, Claiborne (ID) ....	Aug.	3	Seizure of Luggage, Hooper (NY) .....	May	4
Shoplifting — Valid Impoundment of Car, Franklin (MS) .....	Aug.	4	Seizure of Yacht for Drug-Related Offenses, Rosevita Charter Construction Corp. (PR) .....	Dec.	6
Too General Warrant Overcome by Plain View Warrant — Weapons Found, Guy (WI) .....	Oct.	4	Shredded Trash Reconstructed — Illegal Seizure, Scott (MA) .....	Oct.	3
Warrantless Search — Protective Sweep — Search Incident to Lawful Arrest, Richards (IL) .....	April	1	Suspect Not Detained — Reasonable Suspicion to Hold Bags — Airport, Statham (IL) .....	Jan.	4
<b>Probable Cause</b>			Suspicious Airplane Passenger — Possession of Drugs, Harvey (MO) .....	Aug.	2
Automobile Search — Standing to Challenge, Ponce (NY) .....	Sept.	4	Traffic Stop Becomes Too Intrusive — Right to Privacy, Walker (UT) .....	July	2
Clothing in Plain View, Ponder (GA) .....	Nov.	1	Unjustifiable — Tape Recorder Seized in City Hall Meeting, Thompson (AL) .....	April	6
Controlled Drug Buy, Salazar (TX) .....	Feb.	4	Warrantless Search, Northwest Corner of Block 18 (LA) Sept.	7	
Description Chiefly Correct — Warrant, Parker (DC) ....	Dec.	8	Warrantless Seizure — Prisoner Passes Note to Her Brother, Williams (IN) .....	Dec.	4
Entry — Exigent Circumstances, Lopez (NY) .....	April	2	Weapon and Cocaine — Search for Stolen Property, Hughes (MN) .....	July	3
Informant — Probable Cause for Warrant — Corroboration, Henry (IL) .....	Mar.	5	<b>Standing</b>		
Informant — Provides Probable Cause for Warrant, Anderson (MN) .....	Mar.	5	Applicability of Amendments, Inigo (PA) .....	Jan.	3
Informant's Tip Provides Cause — Standing to Challenge Search, Fairchild (WI) .....	Sept.	8	Brother of Owner and Recent Friend — Search Incident to Arrest, McNab (DC) .....	Sept.	2
Information from Confidential Informant, Ashton (NY) ..	May	7	Charged with Poaching, Kaneholani (HI) .....	Aug.	6
Investigative Stop — Collective Knowledge of Officers, Williams (DC) .....	Dec.	5	Consent Given by Driver — Passenger Has Standing, Dunson (KY) .....	July	6
Issued Without Probable Cause, Bagley (PA) .....	June	6			
No Facts Indicating Criminal Activity, Adams (VA) ....	Jan.	4			
Participation in Drug Deal — Search of Apartment, Hill (CA) .....	April	8			
Robbery at Subway Station — Witness Identifies Suspect, Lugo (NY) .....	Nov.	6			
Smell of Burning Marijuana Justifies Search of Person, Strong (IL) .....	April	8			
Standing — Marijuana Grown on Friend's Property, Schuster (WI) .....	Sept.	3			

	Month	Page		Month	Page
Evidence Found in Third Party's Vehicle, Jaramillo-Suarez (CA) .....	June	5	Extension Improperly Granted — Not Executed in Time, McElrath (MN) .....	April	3
Home Bought in Fictitious Name, Watson (MO) .....	Nov.	7	False Statements in Affidavit, Day (MO) .....	Nov.	6
Informant — Probable Cause for Warrant — Corroboration, Henry (IL) .....	Mar.	5	"Four Corners" Rule — Property Description, Cope (MT) .....	Oct.	7
Investigative Stop — Expectation of Privacy, Torres (NY) .....	Sept.	7	Informant — Corroboration of Tip, Crowder (MT) .....	Mar.	4
No Standing to Object to Search of Motel Room, Carr (OK) .....	May	2	Issued Without Probable Cause, Bagley (PA) .....	June	6
Nonoccupant Owner in Forfeiture Proceeding, One 1984 Chevrolet Corvette (KS) .....	Aug.	6	"Knock and Announce," Leichtnam (WI) .....	Oct.	6
Overnight Guest — Off Limits Areas — Intention to Spend Night Elsewhere, Osorio (NY) .....	Dec.	3	Money-Laundering Operation, Schmidt (CA) .....	Aug.	1
Probable Cause — Marijuana Grown on Friend's Property, Schuster (WI) .....	Sept.	3	Neutral Magistrate, Heffington (CA) .....	Dec.	7
Probable Cause — Standing to Challenge Car Search, Ponce (NY) .....	Sept.	4	No Knock — Drug Activity as Basis, Chausee (MA) .....	Mar.	4
Shopping Bag Abandoned — Standing to Challenge Evidence, Jones (NY) .....	Mar.	6	No Knock — No Good Faith Exception, Gutierrez (NM) .....	Oct.	6
Standing of Overnight Guest — Right to Challenge Search, Capellan (NY) .....	Dec.	3	Nude Pictures Taken of Stepdaughter, Bohannon (WA) .....	May	5
Taxes Not Paid on Peep Show Income, Mohny (MI) .....	Nov.	8	Oath or Affirmation — Consent Tainted, Rodriguez (OR) .....	Aug.	6
<b>Traffic Stop</b>			Particularly Describe Items to be Seized, Broell (MT) .....	May	4
Consent — Subsequent Limitations, Grovier (UT) .....	Jan.	7	Personal Knowledge — Informant — Reliability, Barton (CT) .....	Nov.	4
Consent — Warrantless Search of Car, Harris (GA) .....	Jan.	7	Police Corroboration — Provides Probable Cause for Warrant, Anderson (MN) .....	Mar.	5
Consent Given After Lawful Stop for Traffic Violations, Cortez (MO) .....	April	7	Probable Cause — Civil Rights Claim on Anonymous Tip, Mills (WA) .....	April	3
Consent to Search Extends to Jacket, Wilkerson (MD) .....	Feb.	8	Probable Cause — General Statements Overcome by Plain View Evidence, Fernandes (MA) .....	Jan.	5
Inventory Search After Stop for Speeding, Brown (MO) .....	June	3	Probable Cause — Staleness — Fraudulent Claims by Doctor, Hooshmand (FL) .....	Feb.	6
Offenders Fail to Wear Seat Belts — Search of Car Reveals Drugs, Thomas (TX) .....	Dec.	4	Probable Cause — Victim's Statement — No Malicious Prosecution, Torchinsky (NC) .....	June	6
Pat Down Search was Voluntary, Mesa (OR) .....	Sept.	5	Residence — Suspected of Trafficking Drugs, Gonzalez (FL) .....	July	8
Speeding Truck — Discover Drugs, Burghart (NY) .....	Sept.	5	Scope — Information Sought on Answering Machine, Lucas (MO) .....	Mar.	3
Speeding Violation Turns into Drug Conviction, Watson (NY) .....	Sept.	5	Scope — Search of Area Surrounding Residence — Informant, Webb (TX) .....	Nov.	5
Stop Not Pretextual — Consent Given to Search, Thomas (GA) .....	Dec.	2	Scope Limited to Well, Husband (TX) .....	Aug.	3
Stop of Car — Pretext to Search for Drugs, Morgan (DC) .....	July	2	Scope of Warrant Exceeded, Caruso (NY) .....	June	5
Violation of Law — Allows for Inventory Search, McGuire (IL) .....	Dec.	4	Search of Home — Business Records Maintained in the Home, Falon (MA) .....	Oct.	8
<b>Warrant</b>			Search of Murder Scene, Lavers (AZ) .....	May	5
Affidavit — Misrepresentation by Officer, Dion (MA) .....	May	5	Search Warrant Affidavit — Reaction of Trained Dog, Maejia (AR) .....	Jan.	5
Affidavit — Not Necessary to Include All Known Information, Moats (VA) .....	Mar.	3	"Sneak and Peek" Warrant — Late Notice — Informant's Identity, Johns (CA) .....	Oct.	7
Affidavit Staleness — Anticipatory Warrant — Informant Tip, Rivera (NY) .....	Jan.	6	Sodomy of Child — Materials Relating to the Act of Sodomy, Lachterman (MO) .....	June	7
Anticipatory Search Warrant — Consent Excuses Failure to Obtain, Galdine (IL) .....	Mar.	3	Staleness — Observations 10 Days Earlier, Tabares (RI) .....	Dec.	6
Automobile Search — Probable Cause — Scope of Warrant, Santiago (MA) .....	April	4	Staleness — Protracted Criminal Activity, Seibert (PA) .....	Dec.	7
Challenge to Affidavit — Statements Not Intentionally False, Maestas (UT) .....	Nov.	5	Tax Evasion — Personal Items Not Beyond Scope, Schandl (FL) .....	Aug.	2
Controlled Drug Buy — Probable Cause, Salazar (TX) .....	Feb.	4	Unreliable Informants, Gibson (MO) .....	Feb.	6
Corroboration — Probable Cause to Search House, Weide (MO) .....	June	7	Valid Execution of Warrant at Health Facility — Records Search, Valenti (PA) .....	April	3
Corroboration of Anonymous Tips, Vargas (MA) .....	Feb.	3	Warrant Description of Property — Right to Challenge Search, Bass (IL) .....	Oct.	8
Credibility of Informant — Scope of Search, Colin (WA) .....	Feb.	6	Wrong Address — Corrections, Johnson (MN) .....	June	6
Defects in Affidavit — Probable Cause for Warrant, Buford (UT) .....	Sept.	1	Wrong Apartment Number — Warrant Invalid, Rodriguez (PR) .....	May	6
Description Chiefly Correct, Parker (DC) .....	Dec.	8	<b>Warrantless Search</b>		
Description of Place to be Searched, Noel (TN) .....	May	6	Cocaine in Parked Car Yields Cocaine, Colvin (NJ) .....	Jan.	2
Description of Premises — Multi-Unit Dwelling, Maneti (NY) .....	Dec.	7	Plain View — Protective Sweep — Search Incident to Lawful Arrest, Richards (IL) .....	April	1
Detention of Resident While Searching, Cochran (MI) .....	May	4	Seizure — No Exigent Circumstances, Northwest Corner of Block 18 (LA) .....	Sept.	7
			Unimproved Land, Chester (VT) .....	Jan.	1



